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PATENT & TRADEMARK OFFICE

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
BOARD OF PATENT APPEALS AND INTERFERENCES**

ATTORNEY'S DOCKET NO.:
2968-B

SERIAL NO:
09/742,454

FILING DATE:
December 19, 2000

EXAMINER:
C.H. Yaen

GROUP ART UNIT
1642

IN RE APPLICATION OF: Steven R. Wiley

For: TWEAK RECEPTOR

RECEIVED

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

JUN 19 2003

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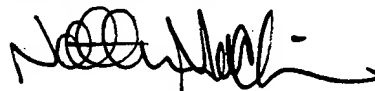
TO THE COMMISSIONER FOR PATENTS:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 17, 2002, of the Primary Examiner finally rejecting claims 39 and 58-90. Claims 46-57 also are pending. They are not subject to a rejection, therefore Applicant respectfully requests that they be indicated as allowed.

- ☐ Notice of Appeal fee not required (fee paid in prior appeal of this application)
- X Notice of Appeal fee \$320.00 (37 CFR 1.17 (b))
- ☐ Applicant(s) petition(s) under 37 CFR 1.136 for an extension of time to file the foregoing Notice of Appeal as follows:
- ☐ One month (\$110.00)
- ☐ Two months (\$410.00)
- ☐ Three months (\$930.00)

Please charge Deposit Account No. 09-0089 in the name of Immunex Corporation in the amount of \$ 320.00. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 09-0089. An original and one copy are enclosed.

Respectfully submitted,



Nathan A. Machin
Attorney for Applicant(s)
Registration No.: 47,763
Phone: (206) 265-6779
Date: June 13, 2003

Please send all future correspondence to:

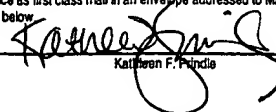
Immunex Corporation
Law Department
51 University Street
Seattle, Washington 98101
(206) 587-0430

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

June 13, 2003
Date


Katherine F. Pundia